

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JOSEPH SANT, MERTON CHUN,  
RONESHA SMITH, and HEATHER  
NICASTRO, individually and on behalf of all  
others similarly situated

Plaintiffs,

vs.

ROCKETREACH LLC,

Defendant.

Case No. 2:24-cv-1626-RSM

PLAINTIFFS' NOTICE OF  
SUPPLEMENTAL AUTHORITY

**PLAINTIFFS' NOTICE OF SUPPLEMENTAL AUTHORITY**

Pursuant to Local Civil Rule 7(n), Plaintiffs Joseph Sant, Merton Chun, Ronesha Smith, and Heather Nicastro write to advise the Court of Supplemental Authority issued after Plaintiffs filed their Oppositions to Defendant's Motion to Dismiss and Motion to Strike. *See* ECF Nos. 25, 27.

Plaintiffs attach as Exhibit A an order issued in *LaRock v. ZoomInfo Technologies LLC*, Case No. 3:24-cv-057445 (D. Wash. May 8, 2025). Like the instant action, *ZoomInfo* concerns claims brought under the Washington Personality Rights Act ("WPRA") as a class action. In *ZoomInfo*, the Hon. Judge Evanson denied defendant ZoomInfo Technologies LLC's motion to dismiss and motion to strike. The district court concluded that: (1) the plaintiff stated a claim under the WPRA and that the "merely descriptive" and "incidental use" exceptions appearing in Wash. Rev. Code § 63.60.070(5)-(6) did not apply to the plaintiff's claim; and (2) the WPRA's

1 class action bar, *see* Wash. Rev. Code § 63.60.070(3), does not apply in federal court because it  
2 is procedural rule which must yield to Federal Rule of Civil Procedure 23 in a federal forum.  
3  
4

5 Dated: May 8, 2025

Respectfully submitted,

6 By: /s/ Nick Major

7 **NICK MAJOR LAW**

8 NICK MAJOR

9 450 Alaskan Way S. #200

Seattle, WA 98104

10 Telephone: (206) 410-5688

E-Mail: [nick@nickmajorlaw.com](mailto:nick@nickmajorlaw.com)

11  
12 **HEDIN LLP**

13 Tyler K. Somes (*pro hac vice*)

14 1100 15<sup>th</sup> Street NW, Ste 04-108

Washington, DC 20005

15 Telephone: (202) 900-3331

Email: [tsomes@hedinllp.com](mailto:tsomes@hedinllp.com)

16 *Counsel for Plaintiffs and the Putative Class*  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

**CERTIFICATE OF SERVICE**

I hereby certify that on May 8, 2025, I electronically filed the forgoing using the CM/ECF system, which will send notification of such filing to all counsel of record registered on the CM/ECF system.

Dated this 8<sup>th</sup> day of May, 2025

/s/ Tyler K. Somes  
Tyler K. Somes